

**AGENDA - COUNCIL MEETING - WEDNESDAY - JULY 5, 2006 - 9:00 A. M.**  
**COUNCIL CHAMBER - SECOND FLOOR - CITY HALL**  
**901 BAGBY - HOUSTON, TEXAS**  
with notes of action taken

**MOTIONS 2006-0615 to 2006-0628**  
**ORDINANCES – 2006-0748 to 2006-0766**  
**RESOLUTION – None**

**2006-0614-1**

DESCRIPTIONS OR CAPTIONS OF AGENDA ITEMS WILL BE READ BY THE  
CITY SECRETARY PRIOR TO COMMENCEMENT

**PRAYER AND PLEDGE OF ALLEGIANCE** - Council Member Berry

**9:00 A. M. - ROLL CALL**

**ADOPT MINUTES OF PREVIOUS MEETING**

**9:30 A. M. - PUBLIC SPEAKERS** - Pursuant to City Council Rule 8, City Council will hear from members of the public; the names and subject matters of persons who had requested to speak at the time of posting of this Agenda are attached; the names and subject matters of persons who subsequently request to speak may be obtained in the City Secretary's Office

**MAYOR'S REPORT**

**Motion 2006-0615 – Accept report**

**REPORT FROM CITY CONTROLLER AND THE CITY ADMINISTRATION REGARDING THE CURRENT FINANCIAL STATUS OF THE CITY** including but not limited to, a revenue, expenditure and encumbrance report for the General Fund, all special revenue funds and all enterprise funds, and a report on the status of bond funds

**CONSENT AGENDA NUMBERS 1 through 31**

**MISCELLANEOUS** - NUMBERS 1 through 5

**1. Motion 2006-0618**

REQUEST from Mayor for confirmation of the appointment of the following to the **HOUSTON ARTS ALLIANCE**:

Position One - **MR. KEIJI ASAKURA**, for a term to expire June 30, 2007  
Position Two - **MS. LESLIE BLANTON**, for a term to expire June 30, 2008  
Position Three - **MR. JOHN GUESS, JR.**, for a term to expire June 30, 2009  
Position Four - **MS. FRANCES JETER**, for a term to expire June 30, 2009  
Position Five - **MS. YOLANDA LONDOÑO**, for a term to expire June 30, 2007  
Position Six - **MR. MICHAEL ZILKHA**, for a term to expire June 30, 2008

**MISCELLANEOUS** - continued

**Motion 2006-0616 – Suspend rules to consider Item 2 out of order**

**2. Motion 2006-0617**

REQUEST from Mayor for confirmation of the appointment of **MS. MONICA C. THURMAN** to Position Two on the **CIVIL SERVICE COMMISSION FOR MUNICIPAL EMPLOYEES OF THE CITY OF HOUSTON** and the **POLICE OFFICERS' AND FIREFIGHTERS' CIVIL SERVICE COMMISSION**, for a term expiring June 14, 2009

**3. Motion 2006-0619**

RECOMMENDATION from Chief of Police for approval of Extension of Leave of Absence without pay for **MIKE EDMONDS**

**4. Motion 2006-0620**

RECOMMENDATION from Director Department of Public Works & Engineering for establishment of a connection charge in the amount of \$0.8178 per square foot for properties connecting to the 8-inch sanitary sewer line constructed by **SILVESTRI HOMES OF TEXAS, INC** located along Stanford Street - **DISTRICT D - EDWARDS**

**5. Motion 2006-0621**

RECOMMENDATION from Director Department of Public Works & Engineering to approve refund for Water & Sewer Account for **THE LANDING AT WESTCHASE** - \$28,175.00 - Enterprise Fund **DISTRICT G - HOLM**

**PROPERTY** - NUMBER 6

**6. Motion 2006-0622**

RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel DY6-002, located in the 11100 block of Old Katy Road, owned by MH 3.876, Ltd., a Texas limited partnership [MH 3.876 Realty GP LLC, a Texas limited liability company (Mac Haik, President) General Partner], for the **OLD KATY ROAD SANITARY SEWER LINE PROJECT**, CIP S-0700-OC-2 - **DISTRICT A - LAWRENCE**

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 7 through 9

**7. Motion 2006-0624**

**PIXELPUSHERS, INC dba CIVICA SOFTWARE** for Automated License Plate Reader System through the City's Master Agreement with the Texas Procurement Center, LLC (TPC) for Texas Catalog Information Systems Vendor (CISV) Master Catalog Purchases under Chapter 2157 of the Government Code for Houston Police Department - \$209,374.00 - General and Grant Funds

**8. Motion 2006-0625**

**AZTECA SYSTEMS, INC** for Software Maintenance Services Agreement for Infrastructure Management System for Department of Public Works & Engineering - 1 Year - \$110,000.00 Enterprise Fund

**9. Motion 2006-0623**

**IMPCO, INC (Bid No. 4)** - \$334,842.48 and **SECURITY SAFETY & SUPPLY, INC (Bid No. 5)** - \$36,016.88 for Beverages, Electrolyte Replenishment for Various Departments - \$378,427.92 minus a commission fee for Internet-based reverse auction services for a net award not to exceed \$370,859.36 - General and Enterprise Funds

**ORDINANCES** - NUMBERS 10 through 31

**Motion 2006-0626 – Suspend rules to consider Item 10 out of order**

**10. Ordinance 2006-0759**

ORDINANCE **AMENDING CHAPTER 45 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the Residential Parking Permit Program

**11. Ordinance 2006-0757**

ORDINANCE approving and authorizing the sale of the Fannin Street Garage, 1112 Clay Street (the property), and the City's interest in the underlying two tracts of land - (a) a tract containing 16,001 square feet (0.3676 acres), more or less, Parcel SY6-064A, being all of Lots 9, 10, and parts of Lots 8 and 11, Block 316, South Side Buffalo Bayou, J.S. Holman Survey, A-323, Houston, Harris County, Texas, and (b) a tract, Parcel SY6-064B, consisting of Lots 1 and 2, and adjoining halves of Lots 3 and 11, of the same Block 316 - both tracts to be sold to Fannin Street Garage - GP, LLC (Buyer); and authorizing, in connection therewith, the execution and delivery to buyer of (1) a Special Warranty Deed conveying the City's interest in Parcel SY6-064A, (2) an Assignment and Assumption of Ground Lease Agreement assigning the City's leasehold interest in Parcel SY6-064B, (3) an Assignment and Assumption of Lease Agreement assigning the City's interest as landlord in a lease of a portion of the property, and (4) ancillary closing documents; all in consideration of buyer's payment of \$8,050,000.00 and other good and valuable consideration to the City; authorizing payment of a Marketing Services Fee; authorizing removal of the property from covenants related to a bond ordinance and payment of an evaluation and approval fee to the bond insurer in connection therewith; directing payment of the net proceeds; containing various findings related to the subject - **DISTRICT I - ALVARADO**

**12. Ordinance 2006-0748**

ORDINANCE consenting to the addition of 35.205 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 220**, for inclusion in its district

**13. Ordinance 2006-0749**

ORDINANCE establishing the north side of the 2300 block of McClendon Street within the City of Houston as a special minimum lot size requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT C - CLUTTERBUCK**

**14. Ordinance 2006-0750**

ORDINANCE establishing the south side of the 4600 through the 4800 blocks of Rusk Street within the City of Houston as a special building line requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT I - ALVARADO**

**15. Ordinance 2006-0758**

ORDINANCE approving the Hurricane Rita Relief Efforts Mutual Aid Agreement with **HOUSTON INDEPENDENT SCHOOL DISTRICT**

**16. Not Received-Not Considered**

ORDINANCE authorizing the Mayor and designees to contract for Interlocal Mutual Aid Agreements valued at \$25,000 or less and relating to services performed in the event of a disaster

**ORDINANCES** - continued

**17. Council Member Sekula-Gibbs tagged**

ORDINANCE approving and authorizing the submittal of an application to the **U. S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, CENTERS FOR DISEASE CONTROL** for Network Implementation of the National Environmental Public Health Tracking Program (The "Grant"); declaring the City's eligibility for such grant; authorizing the Director of the Health and Human Services Department to act as the City's representative in the application process; authorizing the Director of Health and Human Services Department to accept the grant and the grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant - \$3,800,000.00 - Grant Fund

**18. Ordinance 2006-0760**

ORDINANCE approving and authorizing agreements to reimburse **HUFFMAN INDEPENDENT SCHOOL DISTRICT, AMIGOS POR VIDA - FRIENDS FOR LIFE** and **JOHN PAUL II CATHOLIC SCHOOL**, and for payment of School Crossing Guards from the Child Safety Fund

**19. Ordinance 2006-0761**

ORDINANCE approving and authorizing an interlocal agreement between the City of Houston and **TEXAS ENGINEERING AND EXTENSION SERVICE (TEEX)** for Paramedic Training for the Houston Fire Department

**20. Ordinance 2006-0762**

ORDINANCE approving and authorizing an interlocal agreement between the City of Houston and the **METROPOLITAN TRANSIT AUTHORITY (METRO)** for the purchase of testing time at the University of Houston Diesel Vehicle Research and Testing Facility - Revenue

**21. Council Member Lawrence tagged**

ORDINANCE approving and authorizing compromise and settlement agreement with **ADVENTURES IN BIRDS & PETS, INC** and **BETTY JEAN JORDAN** to settle a lawsuit and appropriating \$65,000.00 out of Water & Sewer System Consolidated Construction Fund No. 755, which lawsuit arose out of activities financed by the Fund

**22. Ordinance 2006-0763**

ORDINANCE approving and authorizing second amendment to contract between the City of Houston and **LLEWELYN-DAVIES SAHNI, INC** for Professional Landscape Architectural and Engineering Services - \$59,478.36 - Gulfgate Redevelopment Authority Fund - **DISTRICT I - ALVARADO**

**23. Ordinance 2006-0764**

ORDINANCE approving and authorizing Professional Services Contract between the City of Houston and **SMITH & COMPANY ARCHITECTS** for the African American Library, GFS E-0144-03-2 - \$89,000.00 - Grant Fund - **DISTRICT I - ALVARADO**

**24. Ordinance 2006-0751**

ORDINANCE appropriating \$240,504.00 out of Parks Consolidated Construction Fund, approving and authorizing first amendment to construction contract between the City of Houston and **CARRERA CONSTRUCTION, INC** for Construction of Parks Master Plan - Sylvester Turner Park, (passed by Ordinance No. 05-911), GFS F-504B-02-3 - **DISTRICT A - LAWRENCE**

**ORDINANCES** - continued

**25. Ordinance 2006-0752**

ORDINANCE appropriating \$66,085.00 out of Police Consolidated Construction Fund as an additional appropriation for a contract between the City of Houston and **ASTRO FENCE COMPANY** for Purchase and Installation of Security Fence for South Central Police Station passed by Ordinance No. 02-0883, GFS G-0058-03-3 - **DISTRICT I - ALVARADO**

**26. Ordinance 2006-0765**

ORDINANCE approving and authorizing Environmental Services Contract between the City of Houston and **TERRACON CONSULTANTS, INC** and **WESTON SOLUTIONS, INC** for Environmental Assessments in support of the Brownfields Redevelopment Program - \$400,000.00 Grant Fund

**27. Ordinance 2006-0753**

ORDINANCE appropriating \$3,836,700.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **BRH-GARVER CONSTRUCTION, L.P.** for abandonment of Northborough Wastewater Treatment Plant, GFS R-0536-02-3 (WW4719-03); setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering testing, project management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT B - JOHNSON**

**28. Ordinance 2006-0754**

ORDINANCE appropriating \$3,169,600.00 out of Water & Sewer System Consolidated Construction Fund awarding contract to **METRO CITY CONSTRUCTION, L.P.** for Water Line Replacement in the Magnolia Park Area, GFS S-0035-D9-3 (WA10860-03); setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering testing, project management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund **DISTRICT I - ALVARADO**

**29. Ordinance 2006-0766 – Passed first reading**

ORDINANCE granting to **UNITED WASTE SERVICES, INC, a Texas corporation**, the right, privilege and franchise to collect, haul and transport Solid Waste and Industrial Waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **FIRST READING**

**30. Ordinance 2006-0755 – Passed first reading**

ORDINANCE granting to **SURE DISPOSAL SERVICES, INC a Texas corporation**, the right, privilege and franchise to collect, haul and transport Solid Waste and Industrial Waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **FIRST READING**

**31. Ordinance 2006-0756 – Passed first reading**

ORDINANCE granting to **QUICK SILVER HAULING, LLC, a Texas corporation**, the right, privilege and franchise to collect, haul and transport Solid Waste and Industrial Waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **FIRST READING**

**CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA**

**MATTERS HELD** - NUMBERS 32 and 33

**32. Motion 2006-0627 – Adopt**

RECOMMENDATION from Department Finance & Administration to award to **RANGE KLEEN MFG. INC** for Vinyl Magnets, Universal Lids, Fat Trapper Bags and Holders for Department of Public Works & Engineering - \$54,750.00 - Enterprise Fund

**TAGGED BY COUNCIL MEMBER WISEMAN**

This was Item 6 on Agenda of June 28, 2006

**33. Motion 2006-0628 – Postpone one (1) week**

ORDINANCE amending Ordinance No. 2004-0495 to increase the maximum contract amount to Contract C56063 between the City of Houston and **ARCH WIRELESS OPERATING COMPANY, INC** for Pager Rental Services for Various Departments - \$143,429.16 - General, Enterprise, Grant and Other Funds - **TAGGED BY COUNCIL MEMBERS WISEMAN and ALVARADO**

This was item 33 on Agenda of June 28, 2006

**MATTERS TO BE PRESENTED BY COUNCIL MEMBERS** - Council Member Edwards first

**ALL ORDINANCES ARE TO BE CONSIDERED ON AN EMERGENCY BASIS AND TO BE PASSED ON ONE READING UNLESS OTHERWISE NOTED, ARTICLE VII, SECTION 7, CITY CHARTER**

**NOTE** - WHENEVER ANY AGENDA ITEM, WHETHER OR NOT ON THE CONSENT AGENDA, IS NOT READY FOR COUNCIL ACTION AT THE TIME IT IS REACHED ON THE AGENDA, THAT ITEM SHALL BE PLACED AT THE END OF THE AGENDA FOR ACTION BY COUNCIL WHEN ALL OTHER AGENDA ITEMS HAVE BEEN CONSIDERED

CITY COUNCIL RESERVES THE RIGHT TO TAKE UP AGENDA ITEMS OUT OF THE ORDER IN WHICH THEY ARE POSTED IN THIS AGENDA. ALSO, AN ITEM THAT HAS BEEN TAGGED UNDER CITY COUNCIL RULE 4 (HOUSTON CITY CODE §2-2) OR DELAYED TO ANOTHER DAY MAY BE NEVERTHELESS CONSIDERED LATER AT THE SAME CITY COUNCIL MEETING

**7/5/2006 – Council Member Wiseman absent on City business**